

Docket No.: 4518-0107PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Hans LOIBNER et al.

Application No.: 10/519,323

Confirmation No.: 9319

Filed: December 23, 2004

Art Unit: 1643

For: PREPARATION BASED ON AN ANTIBODY
DIRECTED AGAINST A TUMOR-
ASSOCIATED GLYCOSYLATION SUCH AS
LEWIS STRUCTURES

Examiner: Natarajan, M.

MISCELLANEOUS LETTER

MS AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madam:

Applicants write to thank the Examiner for allowance of claims 2-16, 19-21, 27, 28, 31-34, and 44-47 in the above referenced application. However, Applicants wish to note that in the Examiner's Reasons for Allowance which issued on December 22, 2008, the Examiner refers to "independent claim 1" on page 2. As claim 1 was cancelled in Amendment filed February 25, 2008 and the Examiner indicates one sentence before that "claims 2-16, 19-21, 27, 28, 31-34 and 44-47 are allowable," Applicants assume that the Examiner intended to mean claim 2. This letter is merely to document the issue.

CONCLUSION

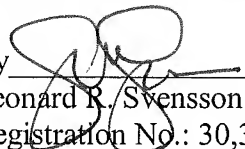
In view of the above remarks, it is believed that claims are allowable.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact Leonard R. Svensson Reg. No. 30,330 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.14; particularly, extension of time fees.

Dated: March 20, 2009

Respectfully submitted,

By  #47,604
sm Leonard R. Svensson
Registration No.: 30,330
BIRCH, STEWART, KOLASCH & BIRCH, LLP
12770 High Bluff Drive
Suite 260
San Diego, California 92130
(858) 792-8855
Attorney for Applicant